

# **BERKELEY UNIFIED SCHOOL DISTRICT**

**Office of the Superintendent  
2134 Martin Luther King Jr. Way  
Berkeley, CA 94704-1180  
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## **REGULAR MEETING OF THE BOARD OF EDUCATION – AGENDA**

**WEDNESDAY, APRIL 14, 2004**

Call to Order        The Presiding Officer will call the Meeting to Order at 6:00 p.m. The Board will recess to Closed Session at 6:00 p.m. and reconvene in Public Session at 7:30 p.m.

Roll Call            President John T. Selawsky  
                         Vice President Nancy Riddle  
                         Director Terry S. Doran  
                         Director Shirley Issel  
                         Director Joaquin J. Rivera  
                         Student Director Bradley Johnson\*

Administration     Superintendent Michele Lawrence, Secretary

Prior to Closed Session, as necessary, staff/employee comments are taken per Government Code Section 54957

Recess to Closed Session (Government Code Sections 3549.1(d), 54956.9(a) and 54957) and Education Code Section 49819(c)—Board Conference Room

- a) Conference with Legal Counsel—Existing Litigation
- b) Consideration of Student Expulsion
- c) Collective Bargaining
- d) Public Employee Discipline/Dismissal/Release
- e) Public Employment Appointments
- f) Liability Claims
- g) Property Acquisition

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\*The Student Director does not attend Closed Session.

Report Closed  
Session Action                      Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

Approve Agenda                      Approve the Regular Meeting Agenda of  
April 14, 2004

**RECOGNITION AND APPRECIATION**

Recognition and Appreciation to the 154 volunteer readers who participated in the annual DEAR (Drop Everything and Read ) Day which was held on Tuesday, March 30, 2004.

**PUBLIC TESTIMONY**

Persons wishing to address the Board should fill out a card located on the table by the door and submit the completed card to the Board Recorder. Speakers will be selected by lottery. The Public Testimony is limited to 30 minutes—3 minutes per speaker. Speakers with the same concerns are encouraged to select a spokesperson to address the Board.

**REPORTS**                                      Union Representatives’ Reports  
Superintendent’s Report  
Board Members’ Reports

**CONSENT ITEMS**

These items are considered routine and may be enacted by a single motion. Any items needing discussion may be moved to the appropriate section of the agenda upon the request of any member of the Board.

General Services

1.1-C                                      Staff Recommendation:                                      1  
Acceptance of                              Accept the gifts/donations to the District  
Gifts/Donations                              or facilities from individuals and/or  
    companies  
    Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

Human Resources

2.1-C                                      Staff Recommendation                                      2  
Acceptance of                              Accept Personnel Report 04-07, as submitted  
Personnel Report                              Motion\_\_\_\_\_ Second\_\_\_\_\_ Vote\_\_\_\_\_

2.2-C Resolution 03-47: Teachers teaching outside of credential area	<u>Staff Recommendation:</u> Approval of Resolution _____: Teachers teaching outside of credential area Motion_____ Second_____ Vote_____	6
2.3-C Request to Negotiate with Local 39	<u>Staff Recommendation</u> Approve Request to Negotiate with Stationary Local 39, International Union of Operating Engineers Motion_____ Second_____ Vote_____	9
<u>Educational Services</u>		
3.1-C Approval of Overnight Field Trip Requests	<u>Staff Recommendation:</u> Approval of the overnight field trip(s) for students consistent with District policies and instructional programs Motion_____ Second_____ Vote_____	12
3.2-C Upgrade Program Coordinator Position to Senior Budget Analyst In the Office of State and Federal Programs	<u>Staff Recommendation:</u> Approval of the position of Senior Budget Analyst to take the place of Program Coordinator in the Office of State and Federal Programs, effective April 30, 2004 Motion_____ Second_____ Vote_____	14
<b>8:30 P.M. PUBLIC HEARING</b>		
3.3-C Public Hearing on Waiver of Algebra I Graduation Requirement for Seniors in the 2003-04 Graduating Class	<u>Staff Recommendation:</u> Public Hearing and Approval of the Waiver of Algebra as a High School Graduation Requirement for 2003-2004 Motion_____ Second_____ Vote_____	15
3.4-C Adult Education And Family Literacy And Civics Education Grant	<u>Staff Recommendation:</u> Approve the Acceptance of the Adult Education and Family Literacy Act: English Literacy and Civics Education Grant Motion_____ Second_____ Vote_____	20

Business and Operations

4.1-C Approval of Contracts/ Purchase Orders for Services and Contracts	<u>Staff Recommendation</u> Authorize the Deputy Superintendent and Purchasing Agent to execute Purchase Orders Motion_____ Second_____ Vote_____	22
4.2-C Resolution 03-44: Resubmit Approval Of the King Dining Commons Project	<u>Staff Recommendation:</u> Approve Resolution 03-44: Authorize the award of contract for the King Dining Commons Project Motion_____ Second_____ Vote_____	28
4.3-C Resolution 03-48 Authorization to Advertise For Repair and Replace- ment of asphalt at LeConte Longfellow, Malcolm X and Emerson schools	<u>Staff Recommendation:</u> Approve Resolution 03-48: Authorize Resolution to Advertise for Repair and Replacement of Asphalt at LeConte, Longfellow, Malcolm X and Emerson schools Motion_____ Second_____ Vote_____	32
4.4-C Approve the increase of Services for landscape Architects	<u>Staff Recommendation:</u> Approval of the increase of services for landscape architects Motion_____ Second_____ Vote_____	36
4.5-C Resolution 03-49: Authorization to Advertise for new Health Center at Berkeley High School	<u>Staff Recommendation:</u> Approve Resolution 03-49: Authorization to advertise for new Health Center at Berkeley High School Motion_____ Second_____ Vote_____	38

**ACTION ITEMS**

These items are presented for action at this time. Some may have been reviewed at a previous meeting.

Human Resources

2.1-A Approval of the Tentative Agree- ment with BCCE, Local 6192	<u>Staff Recommendation:</u> Approve the Tentative Collective Bargaining Agreement with Berkeley Council of Classified Employees (BCCE) Local 6192 Motion_____ Second_____ Vote_____	Under Separate Cover.	42
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2.2-A Approval of Waivers for teachers not holding appropriate teaching credential	<u>Staff Recommendation:</u> Approve the waivers for teachers not holding appropriate teaching credentials Motion_____ Second_____ Vote_____	43
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Business and Operations

4.1-A Discussion and decision on the questions needed prior to considering the development of a field at East Campus	<u>Staff Recommendation:</u> Discuss and make decisions regarding the development of a field at East Campus Motion_____ Second_____ Vote_____	44
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**CONFERENCE**

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action on the following:

Educational Services

3.1-CF First Reading, Board Policies Recommended by FCMAT, Pupil Achievement Section of July 2003 FCMAT Report	<u>Staff Recommendation:</u> Receive, for First Reading, Board Policies recommended by FCMAT, Pupil Achievement Section of July 2003 FCMAT Report Motion_____ Second_____ Vote_____	46
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**INFORMATION**

These items are intended to keep the Board informed on various District business matters, which do not require formal action, by the Board.

3.1-I R-30 Language Census	<u>Staff Recommendation:</u> Receive for information, R-30 Language Census	121
3.2-I Student National Origin Report (SNOR)	<u>Staff Recommendation:</u> Receive for information, Student National Origin Report	127

3.3-I  
California GEAR UP  
Application

Staff Recommendation:  
Review the application for California  
GEAR UP Application

131

**EXTENDED PUBLIC TESTIMONY**

Persons wishing to address the Board at this time should fill out a card located on the table by the door and submit the completed card to the Board Recorder. (Public Testimony is limited to a maximum of 30 minutes—3 minutes per speaker.)

**ANNOUNCEMENTS**

**Schedule of Board of Education Meetings for 2004:**

April 14, 2004  
April 21, 2004  
May 5, 2004  
May 19, 2004  
June 2, 2004  
June 23, 2004  
July 7, 2004 (Tentative)  
August 25, 2004  
September 1, 2004  
September 15, 2004  
October 6, 2004  
October 20, 2004  
November 3, 2004  
November 17, 2004  
December 1, 2004  
December 15, 2004

**ADJOURNMENT:** \_\_\_\_\_

**Board of Education Meetings are broadcasted live on KPFB/FM 89.3  
Berkeley's Government Access Channel 33**

**GUIDELINES FOR SPEAKERS**

You are invited to participate in Meetings of the Board of Education and make your views known at these meetings.

**WHEN YOU WANT TO TALK ABOUT AN AGENDA ITEM OR A NON-AGENDA ITEM:**

Please fill in a **REQUEST TO ADDRESS THE BOARD OF EDUCATION CARD** (located on the side of the Speaker's Stand) and give it to the Board Recorder. Speakers will be selected by lottery. Your card must be submitted before the Presiding Officer calls for the item—**PUBLIC TESTIMONY**.

You will be called on to speak by the Presiding Officer.

A speaker has three minutes in which to make his/her remarks. (The Presiding Officer will extend the time allocation for those with special speech needs.)

Any subject related to the District or its educational programs is welcome at the Board of Education Meetings. However, we ask that matters pertaining to individual employees of the Berkeley Unified School District be discussed in private. There is an established procedure for making such complaints. You may obtain information about this procedure from a school or from the Superintendent's Office.